IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

TUESDAY, THE 5TH JUNE 2007 / 15TH JYAISHTA 1929

Crl.Rev.Pet.No. 2203 of 2007()

CRA.184/2006 of SESSIONS COURT, KOLLAM
CC.188/2005 of JUDL.MAGISTRATE OF FIRST CLASS-II(FOREST OFFENCES), PUNALUR

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REVN. PETITIONER: APPELLANT/ACCUSED

M.V.JOSEPH, S/O.KUNJUKUNJU
MALEKKUNNEL HOUSE
PANDIYANPARA, ARYANCAVU P.O.
ARYANCAVU VILLAGE.

BY ADV. SRI.K.SHIBILI NAHA

RESPONDENTS: RESPONDENT/COMPLAINANT & STATE

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1. ROY JOSEPH
   KOLLAPARAMBIL HOUSE, EDAPPALAYAM P.O.
   ARYANCAVU VILLAGE.

2. STATE OF KERALA REPRESENTED BY PUBLIC PROSECUTOR
   HIGH COURT OF KERALA, ERNAKULAM

   BY PUBLIC PROSECUTOR SRI.C.M.KAMMAPPU

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 05/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J.

CRL.R.P. NO. 2203 of 2007

Dated this the 5th day of June, 2007

ORDER

The revision petitioner stands convicted for the offence under section 138 N.I.Act and sentenced to undergo simple imprisonment for 3 months and to pay a compensation of Rs.50,000/- to the complainant vide section 357 (3) Cr.P.C and in default to undergo simple imprisonment for one month. The revision petitioner has only sought for modification of the sentence and time to pay the amount.

2. In the circumstances, the sentence is modified to imprisonment till the rising of the court. The rest of the sentence is confirmed. The revision petitioner is granted 6 months' time from today onwards to pay the amount of compensation. The revision petitioner shall appear before the JFCM-II, (Forest offences), Punalur, on 5-12-2007 to receive the sentence.

NBW pending, if any, is to be kept in abeyance till then.

The Crl.R.P is disposed of accordingly.

K.R.UDAYABHANU,JUDGE.

Kvm/